

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

LG. PHILIPS LCD CO., LTD.,)	
)	
Plaintiff,)	C.A. No. 05-292 (JJF)
)	
v.)	DEMAND FOR JURY TRIAL
)	
TATUNG COMPANY;)	
TATUNG COMPANY OF AMERICA, INC.;)	REDACTED - PUBLIC VERSION
CHUNGHWA PICTURE TUBES, LTD.;)	
AND VIEWSONIC CORPORATION,)	
)	
Defendants.)	

**APPENDIX OF TRIAL TRANSCRIPT EXCERPTS CITED IN DEFENDANTS'
REPLY BRIEF IN SUPPORT OF THEIR MOTION FOR NEW
TRIAL OR REMITTITUR ON THE JURY'S DAMAGES VERDICT**

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Viewsonic Corporation

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*LG Philips LCD Co., LTD v.
Tatung Company, et al.*

*Trial Volume 1
July 17, 2006*

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[1] MS. GABLER: Some of them predate
[2] the filing of this lawsuit for that matter.
[3] MR. BONO: May I explain, Your
[4] Honor?
[5] THE COURT: Yes.
[6] MR. BONO: This came up, these are
[7] of CPT financial results as I explained, they
[8] did come directly from their website and the
[9] circumstances of this was our damages expert
[10] referred to these websites with public documents
[11] in his report, and they asked us to produce the
[12] sites, website information that he had looked at
[13] and not just make general statements, so in
[14] response to their request we produced those
[15] documents, but these are all CPT produced
[16] documents.
[17] I know of no article published by
[18] third parties, these are all their own reported
[19] financial results, that's why their letter --
[20] THE COURT: If they're all in that
[21] category, I'll overrule the objection and find
[22] there is no prejudice.
[23] MS. GABLER: Your Honor, the final
[24] category on late produced documents are the

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[1] photographs that they marked as Plaintiffs 28
[2] through 31, and these are photographs that
[3] apparently plaintiffs took of some of CPT's
[4] products, but those were never produced in the
[5] case either in conjunction with expert reports,
[6] prior expert depositions or in any manner. We
[7] became aware of them for the first time at 5:30
[8] on Saturday evening in the first draft of their
[9] exhibit list.
[10] MR. BONO: Your Honor, these are
[11] as you recall in this case, Your Honor ordered
[12] CPT to produce actual modules and I believe that
[13] they produced about thirty to thirty-five actual
[14] modules in discovery, and these are for purposes
[15] of presentation to the jury, you can't take
[16] apart every module given the time constraints.
[17] And so we took photos of the actual modules that
[18] CPT produced in discovery, and these are very
[19] narrowly tailored to the specific products that
[20] are going to be talked about by our expert.
[21] That's what that is.
[22] THE COURT: And the photo, you
[23] represented that the photo has no modification
[24] to the actual -- to the product that's produced?

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[1] MR. BONO: Yes, Your Honor.
[2] There's no modification whatsoever.
[3] MS. GABLER: Your Honor, if LG
[4] Philips wants to use some of these items as
[5] demonstratives, I don't think we have
[6] necessarily the same kind of objection to that.
[7] But the idea that they're submitting them as
[8] evidence that was never disclosed, and certainly
[9] wasn't disclosed in advance of expert reports,
[10] or expert depositions, we have a problem with
[11] having that on the exhibit list as something
[12] that then could go back to the jury room.
[13] THE COURT: Well, as I understand
[14] it, they're using those as demonstratives. So,
[15] and you actually have the product?
[16] MR. BONO: Oh, yes. We produced
[17] the actual product.
[18] THE COURT: I'll overrule the
[19] objection. You can use the picture for the
[20] jury's ease in understanding.
[21] MR. BONO: Thank you.
[22] THE COURT: All right.
[23] MS. GABLER: Okay. And then I
[24] have a couple other --

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[1] THE COURT: What else do you have,
[2] because we've got to get the jury up here.
[3] MS. GABLER: In relation to the
[4] number of exhibits, Mr. Bono, came up here and
[5] said --
[6] THE COURT: Well, here's what I'm
[7] going to do about the number of exhibits.
[8] Because how do I know?
[9] What I'll do is if the exhibit
[10] list is crafted as Mr. Bono says, and for
[11] instance, Exhibit 20 is a book or a technical
[12] document, not a compilation of technical
[13] documents, your objection is going to be
[14] overruled.
[15] If I find out during the course of
[16] the trial that there has been stuffing of
[17] individual exhibits, in other words, the
[18] marshaling of numerous exhibits into one exhibit
[19] number, then I'll either deal with it at trial,
[20] or it could be the cause of a mistrial after the
[21] verdict on a post-trial application.
[22] But what I'm going to do, I'm
[23] going to accept his representation, caution him
[24] that it's not to be a stuffing exercise, that

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(1) they should truly be an exhibit numbered as one
(2) exhibit. As you would number a book, you would
(3) number all 300 pages of the book.
(4) If it turns out to be different
(5) than that, then there will be a sanction.
(6) MS. GABLER: Your Honor, I can
(7) represent to you that the numbers I read into
(8) the record that are just above point four in the
(9) letter on Page 4, each and every one of those is
(10) not a situation where they have numbered a
(11) document that goes together or like your example
(12) like a book.
(13) That is not the case —
(14) THE COURT: Well, we'll see.
(15) MS. GABLER: — in any of those.
(16) But we are concerned, Your Honor, that if they
(17) then can pick and choose among what is now 400,
(18) more than 400 exhibits, that that is presenting
(19) us a problem, also.
(20) THE COURT: Well, if you're
(21) correct and it's truly 400 individual exhibits
(22) that have been randomly compiled to make it fit
(23) within the 150 exhibits list, —
(24) MS. GABLER: Right.

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(1) THE COURT: — and if you get an
(2) adverse verdict, you're probably going to get a
(3) new trial. If they're foolish enough to do
(4) that.
(5) But I'm not going to play with
(6) that this morning of commencement of the trial.
(7) And I put them on notice.
(8) If that's what's going on, if
(9) they're successful and prevail in trial, there
(10) will be a new trial. It's that simple.
(11) Mr. Bono, you'll be careful with
(12) that list and make sure it's not as your friends
(13) on the other side describe it.
(14) MR. BONO: Thank you, Your Honor.
(15) The list is as I've described it to the Court.
(16) We have properly compiled the composite
(17) exhibits.
(18) THE COURT: The only question is
(19) when do you start using it?
(20) MS. GABLER: It's the composite
(21) exhibits. So, for example, there are some where
(22) there are 69 separate exhibits for 69 separate
(23) products in one exhibit. And it's our position
(24) that those are 69 exhibits, not one exhibit.

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(1) THE COURT: I understand.
(2) MS. GABLER: Right.
(3) THE COURT: All right. Anything
(4) else?
(5) MS. GABLER: Yes. We have a
(6) couple other points of clarification.
(7) First, LPL has provided the
(8) witness list as they were required to do on the
(9) 15th, and ours will be coming in to Your Honor
(10) on time by 5:00 p.m. tonight. We wanted to
(11) clarify.
(12) Your Honor, at the pretrial, had
(13) talked about the fact that you couldn't call
(14) witnesses out of order, and we just want to
(15) clarify that if someone is listed on the list,
(16) they do actually have to be called, correct?
(17) THE COURT: If — I'm not
(18) understanding your question.
(19) MS. GABLER: Okay. They have
(20) listed out a number of witnesses on their list.
(21) So when we are putting in our list today, if
(22) they have somebody on their list that we want to
(23) conduct cross-examination on, for example that
(24) they're calling live, in reliance on the fact

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(1) that they have listed them on their list, we are
(2) not going to include —
(3) THE COURT: I've already discussed
(4) this. Don't you remember my whole example that
(5) you've got to go one, two, three, four, five?
(6) You can't skip.
(7) And if you run out of time, you
(8) run out of time at the end of the list. So
(9) that's how you prioritize your witnesses and all
(10) that.
(11) Now, you may not see the last five
(12) because they may run out of time. I don't know,
(13) but I thought I clarified that already.
(14) MS. GABLER: Okay. That was — I
(15) appreciate the clarification. And in terms of
(16) witnesses that are appearing by video, if their
(17) depositions are designated, you have to play the
(18) entire designation; right, whatever has been
(19) disclosed?
(20) THE COURT: Tell me why you
(21) wouldn't.
(22) MS. GABLER: We would not plan to.
(23) This, again, just goes to how we prepare our
(24) witness list.

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[1] In some instances, they have
 [2] designated many hours of video testimony. So we
 [3] just want to make sure that if they're playing
 [4] that, if we counter --- if the deposition
 [5] designation is witness number four, and it has
 [6] 27 hours of designation, I guess we're going to
 [7] hear 27 hours of witness four. We won't get to
 [8] any other witnesses.
 [9] MS. GABLER: Okay. Thank you.
 [10] The final points this morning,
 [11] we're not sure if IPL has a jury consultant with
 [12] them today, but we do have one. And we didn't
 [13] know whether or not Your Honor had any objection
 [14] to the jury consultant sitting at counsel's
 [15] table during jury selection.
 [16] THE COURT: No. You can do that.
 [17] MS. GABLER: And we would like
 [18] Your Honor to rule that no mention of the
 [19] presence of jury consultants, either ours or
 [20] theirs, if they have one, can be made in front
 [21] of the jury.
 [22] THE COURT: Why would anybody do
 [23] that?
 [24] MS. GABLER: Just making sure.

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[1] THE COURT: Okay. The jury can
 [2] come to side-bar when we do the individual voir
 [3] dire, so they can hear that. You have a jury
 [4] consultant.
 [5] MR. BONO: No, Your Honor, not
 [6] here today.
 [7] THE COURT: You're not going to
 [8] talk about theirs, are you?
 [9] MR. BONO: No, Your Honor. I
 [10] didn't know about it.
 [11] THE COURT: I'm not going to talk
 [12] about it, either.
 [13] MS. GABLER: Okay. In the event
 [14] that IPL tries to admit during the trial through
 [15] a witness one of these stuffed exhibits, what
 [16] objection would you like us to be making at the
 [17] time that's happening to preserve the mistrial
 [18] issue.
 [19] THE COURT: Well, on the issue of
 [20] stuffing, you have a continuing objection. So
 [21] there's no need to have to stand up and
 [22] implicate yourself each time in front of the
 [23] jury.
 [24] MS. GABLER: Okay.

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[1] THE COURT: You have a continuing
 [2] stuffing objection. You don't have to do
 [3] anything about it.
 [4] It's going to come in at their
 [5] peril if they are, in fact, stuffing.
 [6] MS. GABLER: Okay.
 [7] THE COURT: I think that's on the
 [8] record. You have that objection.
 [9] MS. GABLER: Great. I think
 [10] that's my new favorite objection. Thank you.
 [11] THE COURT: You're welcome. All
 [12] right. Yes.
 [13] MR. BONO: I just have one issue,
 [14] Your Honor.
 [15] THE COURT: Sure.
 [16] MR. BONO: We informed the Court
 [17] on Friday in light of the trial management, that
 [18] order, that we had withdrawn certain claims in
 [19] the case and narrowed the case to Claims 1 and 8
 [20] of the '002 patent, and we have served on the
 [21] other side a covenant not to sue as to the other
 [22] claims. And I noticed in some of their opening
 [23] statement demonstratives like there was mention
 [24] of other claims other than Claim 1 and 8.

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[1] And it's our position that there's
 [2] no judicial claim before this Court.
 [3] THE COURT: If you're only trying
 [4] 1 and 8, that's all they're going to talk about
 [5] is 1 and 8.
 [6] MS. CORBIN: Your Honor, can I
 [7] address this?
 [8] THE COURT: Are you going to use
 [9] something other than Claim 1 and 8?
 [10] MS. CORBIN: Yes, Your Honor,
 [11] because obviousness is an important issue in
 [12] this case. And there are claims in this patent
 [13] that are directed to inner claims alone, inner
 [14] rings alone, outer rings alone. And then the
 [15] combination of those rings.
 [16] And, for example, one of those
 [17] claims, Claim 10, which was an independent claim
 [18] that was an inner ring claim only has been
 [19] admitted by their expert to be completely
 [20] anticipated.
 [21] THE COURT: Well, I don't think
 [22] Mr. Bono is arguing that in the presentation of
 [23] invalidity claims, that you can't attack the
 [24] claims of the patent. That's not what you are

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE
LG PHILIPS LCD CO., LTD.,) Volume 3
Plaintiff,) C.A. No. 05-292-JJF
v.)
TATUNG COMPANY, TATUNG)
COMPANY OF AMERICA, INC.,)
CHUNGHWA PICTURE TUBES)
LTD., and VIEWSONIC)
CORPORATION,)
Defendants.)
Wednesday, July 18, 2006
9:35 a.m.
Courtroom 4B
844 King Street
Wilmington, Delaware
BEFORE: THE HONORABLE JOSEPH J. FARNAN, JR.
United States District Court Judge
APPEARANCES:
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-and-
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Counsel for the Defendants

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[1] THE CLERK: All rise.
[2] THE COURT: All right. Good [3] morn-
ing.
[4] Bring the jury in.
[5] Jury entering the courtroom at [6]
9:35 a.m.)
[7] THE COURT: All right. Be seated, [8]
please.
[9] Good morning.
[10] THE JURY: Good morning.
[11] THE COURT: We're ready to [12] con-
tinue on with the plaintiff's case. You
will [13] notice we got the temperature a
little bit [14] adjusted, so hopefully it's a
little bit better [15] today.
[16] Mr. Bono.
[17] MR. BONO: Your Honor, before we
[18] call our next witness, I'd like to to
move in [19] evidence Plaintiff's Exhibit
127 and 130.
[20] THE COURT: All right. They'll be [21]
admitted subject to any objections.
[22] MR. BONO: All right. We would [23]
now like to present the testimony of
Vincent Liu [24] by deposition. And can I
explain to the jury

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[1] who this witness is?

[2] THE COURT: Yes, you may.
[3] MR. BONO: We're going to show you
[4] now the deposition of Chunghwa
Picture Tubes, [5] who designated Mr.
Vincent Liu to testify on its [6] behalf on
the subjects of manufacturing and use [7]
of guard rings.
[8] (Beginning of videotape excerpt.)
[9] Q: Have you gone by any other names
[10] except Vincent?
[11] A: Where have I used the name? In
[12] Taiwan?
[13] Q: Anywhere in the world.
[14] A: My nickname called Wenne.
That's [15] in Taiwanese.
[16] Q: Have you ever been deposed in
this [17] case before?
[18] A: No.
[19] Q: Have you ever been deposed at
any [20] time before?
[21] A: No.
[22] Q: Do you think that — do you think
[23] that the use of two guard rings would
increase [24] the yield rate by more than
three percent?

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[1] A: 3 percent? I don't know.
[2] Q: Good morning, Mr. Liu. [3] Could
you please state your full [4] name for the
record, your full name in Chinese?
[5] A: Liu Wen Hsiung.
[6] Q: So without the outer guard ring, [7]
there's extra cost in manufacturing TFT
arrays [8] due to damage by ESD?
[9] A: Yes.
[10] Q: So when did they decide to add
the [11] outer guard ring — I'm sorry.
When did they [12] decide to add the
inner guard ring?
[13] A: That was in 2002.
[14] Q: And in the man — manufacturing
[15] process, the array large substrate will
be [16] bonded to a color filter large
substrate; is [17] that correct?
[18] A: Yes.
[19] Q: After they're bonded together, if
[20] we're looking at this particular ex-
ample, it [21] would be cut, and this
particular example would [22] result in
six cut panels; is that correct?
[23] A: Yes.
[24] Q: The — each of the six cut panels

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[1] after they have been cut from the large
[2] substrate still includes an outer guard
ring; is [3] that correct?
[4] A: After the cut outer guard ring [5]
still exists.
[6] Q: So we're calling that the panel [7]
after it's been cut but prior to grinding of
[8] edges and shaping of corner?

[9] A: Yes.
[10] Q: Now, for the products that you [11]
have no personal knowledge of, where
would the [12] best place be for you to go
to find whether each [13] of those other
products has or had an outer [14] guard
ring prior to grinding the edges and [15]
shaping the corners?
[16] A: You can tell from the mask file.
[17] Q: So the best source for finding [18]
whether a product has an inner guard
ring is the [19] mask file?
[20] A: Yes.
[21] Q: The best source for finding [22]
whether a product has the outer guard
ring is [23] the mask file?
[24] A: Yes.

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[1] Q: Can you tell me, based on your [2]
personal knowledge and based on the
modules that [3] you know of, did the
modules which — which had [4] two
guard rings ever have predecessors that
only [5] had one guard ring?
[6] A: According to my knowledge, all of
[7] these products were later designed.
[8] Q: Later than what?
[9] A: In the recent two years.
[10] Q: So products — when you say [11] "
recent two years," are you saying from
2004 [12] onward?
[13] A: Yes.
[14] Q: Could it have been earlier?
[15] A: Possibly.
[16] Q: How much earlier?
[17] A: Wouldn't be earlier than 2002.
[18] Q: Do you know if — do you know
[19] whether any of the products at the T1
fab before [20] 2002 used only an outer
guard ring?
[21] A: 15 inch.
[22] Q: And the inner guard ring was
added [23] to the outer guard ring to
provide extra [24] protection from ESD
damage; is that correct?

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[1] A: Yes.
[2] Q: And we previously said that the [3]
manufacturing costs would go up if
guard rings [4] were not used. Am I
correctly making that [5] statement?
[6] A: Yes.
[7] Q: Does CPT track the manufacturing
[8] yield rate of each of its products?
[9] A: Yes.
[10] Q: In considering whether to add
one [11] or two guard rings to a product,
does CPT [12] consider the effect on yield —
on manufacturing [13] yield?
[14] A: Yes.

[15] Q: And would the yield rate increase
[16] by using an inner ESD guard ring?
[17] A: To compare to what when you say
[18] "increase"?
[19] Q: Let's say no guard ring.
[20] A: Yes.
[21] Q: And would the field rate increase
[22] if two guard rings were used?
[23] A: Should be.
[24] Q: Can you estimate how much
would

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[1] the increase be?
[2] A: Cannot.
[3] Q: Is there any way that CPT could [4]
tell what the increase in yield rate would
be [5] from the use of guard rings?
[6] A: To my personal knowledge, I do
not [7] know, but for sure it would
increase.
[8] Q: Even though CPT knows that there
[9] would be an increase in the yield rate
from the [10] use of the guard ring, CPT
doesn't know the [11] exact rate of the
increase; is that correct.
[12] A: It can be put that way.
[13] Q: Can you describe the grinding [14]
process to me.
[15] A: Grinding at the edges and shaping
[16] at the corners there's a machine to
remove the [17] outer short ring — oh,
using the whetstone.
[18] Q: Is the entire outer guard ring [19]
removed?
[20] A: Yes.
[21] Q: What would happen — well, is [22]
there an inspection to determine whe-
ther the [23] entire outer guard ring has
been removed?
[24] A: Yes.

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[1] Q: And what would happen if the [2]
inspection revealed that a portion of the
outer [3] guard ring remained?
[4] A: To regrind it.
[5] (End of videotape testimony.)
[6] MR. BONO: Your Honor, plaintiff [7]
would now like to call Mr. Ho Lee as its
next [8] witness. I'll get Mr. Lee.
[9] THE CLERK: Please state and spell [10]
your full name for the record.
[11] THE WITNESS: My name is Ho Lee.
[12] H-O, L-E-E.
[14] HO LEE, [15] the deponent herein,
having first [16] been duly affirmed on
oath, was [17] examined and testified as
follows:
[18] THE CLERK: Could I have the [19]
interpreters stand up, please. Please state
and [20] spell your full names for the
record.

[21] THE INTERPRETER: Chol W. Kim, [22]
C-H-O-L, W, K-I-M, certified court in-
terpreter.
[23] THE INTERPRETER: My name is Ann
[24] Park, last name is spelled P-A-R-K. I'm
also a

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[1] certified court interpreter.
[2] (Chol W. Kim and Ann Park were [3]
both sworn by the clerk as court in-
terpreters.)
[4] MR. BONO: Your Honor, would you [5]
like a set of the exhibit notebooks for
Your [6] Honor's use?
[7] THE COURT: You can hand them to [8]
my law clerk, please.
[9] DIRECT EXAMINATION.
[10] BY MR. BONO:
[11] Q: Mr. Lee, good morning. Would you
[12] please introduce yourself to the
members of the [13] jury.
[14] A: My name is Ho Lee. I started [15]
working for LG Electronics in 1983. For
eleven [16] years starting from 1983 until
1993, I have [17] worked as a LCD
engineer.
[18] Q: Mr. Lee, let me ask you this [19]
question at this point. By whom are you
[20] presently employed?
[21] A: Presently I am working for LG [22]
Electronics.
[23] Q: What is your current position?
[24] A: I am the manager of IP.

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[1] Q: And how long have you had that [2]
position?
[3] A: From 2002 until now. From 2005 [4]
until now.
[5] Q: Prior to the current position that [6]
you hold, what was your previous posi-
tion?
[7] A: From 1994 until 2004, I have [8]
worked at LG Philips as an IP manager.
[9] Q: Let me correct it. Did you begin [10]
your employment with LG Philips in
1999?
[11] A: I'm sorry, counsel. You are [12]
correct. From '90 — 1994 until 1999, I
was the [13] IP manager for LG Elec-
tronics.
[14] Q: And starting in 1999, did you [15]
become employed with LG Philips?
[16] MR. RHODES: Objection; leading.
[17] THE COURT: Objection is [18] over-
ruled.
[19] THE WITNESS: Yes. That is correct.
[20] We, that is, the LG Electronics, with
Philips in [21] Netherlands established LG
Philips in 1999. [22] That's when.
[23] So although this exactly same [24]
work, the name was changed from LG

Electronics

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[1] to LG Philips in 1999.
[2] Q: Now, I'd like to talk a little bit [3]
about LG Philips —
[4] THE INTERPRETER: If I may, [5] in-
terpreter would like to correct the last [6]
witness statement as it has been. It was [7]
changed to LG Philips, LCD.
[9] BY MR. BONO:
[10] Q: Mr. Lee, I would like you to tell [11]
the jury about what LG Philips produces
and a [12] little bit about the company LG
Philips?
[13] MR. RHODES: Objection. I think [14]
this is cumulative evidence that was
covered [15] yesterday, Your Honor.
[16] THE COURT: All right I'll [17] overrule
the answer. You can ask the question.
[18] MR. BONO: Yes.
[19] THE WITNESS: As you can see here,
[20] from 2002 until 2005, we have
received customer [21] satisfaction
award.
[22] Especially the Organization Code [23]
Display Research is one of the most well-
known [24] research organizations in
LCD business. One of

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[1] the most fair organizations in LCD
business.
[2] I'm meaning to say display [3] research.
Display research.
[4] THE COURT: Mr. Bono, could I see [5]
you for a minute?
[6] (Beginning of conference held at [7]
side-bar.)
[8] THE COURT: This portion of the [9]
trial is not sealed; correct?
[10] MR. BONO: Oh, I'm sorry. I [11] forgot
to mention.
[12] We spoke this morning and none of
[13] the testimony this morning is of a
confidential [14] nature, so we agreed on
that. I'm sorry I [15] didn't say that before.
[16] THE COURT: We just have some [17]
people outside that want to come back
in.
[18] MR. BONO: Oh, yes.
[19] MR. RHODES: No problem.
[20] MR. BONO: I forgot to mention it.
[21] THE COURT: No problem.
[22] MR. BONO: Thank you, Your Honor.
[23] (Conclusion of conference held at [24]
side-bar.)

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[1] BY MR. BONO:
[2] Q: Has LG Philips received any [3]
technology awards?
[4] A: Yes. If you could look at the [5]

[24] having a meeting with CPT in June of 2002;

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(1) correct?
 (2) A: That's correct.
 (3) Q: Incidentally, you speak English, (4) don't you?
 (5) A: Yes, a little bit.
 (6) Q: And you read English; right?
 (7) A: Yes, to a little extent.
 (8) Q: In fact, when you prepared with (9) Mr. Bono for your deposition, you spoke to him (10) in English; right?
 (11) A: On certain occasions I did, and (12) other — and on other occasions I used the (13) interpreter.
 (14) Q: Now, during that meeting in June, (15) 2002 with CPT, you were speaking English with (16) them; is that correct?
 (17) A: That is correct.
 (18) Q: Now, at that meeting in June of (19) 2002 with CPT, that was a general introduction, (20) not a deep technical discussion; right?
 (21) A: Yes. However, we had already (22) prepared claim charts and since they were aware (23) of the technical — and since they were aware of (24) the problems since February, we have provide

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(1) them with enough technical information by that (2) time.
 (3) Q: But you'll agree that CPT was not (4) prepared to have a technical meeting and (5) technical discussions with you; right?
 (6) A: I thought that since they have had (7) six months period — excuse me, four months (8) period, I thought that they would have (9) understood our technology sufficiently.
 (10) Q: Well, let me direct you to your (11) deposition testimony from July 3rd, 2006, again, (12) page 122, lines 1 to 6.
 (13) "ANSWER: And another thing was (14) that this was the first meeting, so I don't (15) believe that CPT was prepared to have a (16) technical meeting with technical discussions. (17) So rather than having any deep technical (18) discussions, I believe that we gave a general (19) introduction."
 (20) A: That's correct.
 (21) Q: Could we put PTX 46 up on the (22) screen.
 (23) Now, Mr. Lee, we talked about this (24) letter this morning; right?

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(1) A: Yes, that's true.
 (2) Q: Now, if you look at PTX 46, if (3) you'll just read through that for a mom-

ent, will (4) you please tell me where it says infringe or (5) infringement in that letter anywhere?

(6) A: Yes. In this letter we are simply (7) saying that we are willing to offer licenses for (8) all our technology.
 (9) Q: In fact, in the second paragraph (10) it says as examples you may wish to review U.S. (11) patent numbers and it list eight patents; right?
 (12) A: Yes, that's correct.
 (13) Q: And if you look at the next (14) paragraph, it says, "Should your company wish to (15) discuss the above identified patents." Correct?
 (16) A: That's correct.
 (17) Q: And it says, "We will be happy to (18) visit your company on any one day between March (19) 14 and March 15." Right?
 (20) A: That's correct.
 (21) Q: And those were dates of your (22) choosing; correct?
 (23) A: That's correct.
 (24) Q: You didn't ask CPT for any

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(1) convenient dates for them; right?
 (2) A: Yes, we didn't ask that, however, (3) we didn't hear the answer for this letter, (4) either.
 (5) Q: You know what Chinese New Years (6) is, don't you?
 (7) A: Yes, of course I do.
 (8) Q: Now, can you put up PTX 142 for (9) me, please. And just put both letters on the (10) screen. And if you can enlarge PTX 142 a little (11) bit so we can read it.
 (12) And I would like to refer your (13) attention to PTX 142 which is on the right-hand (14) side of the screen. And the first line it says, (15) "On February 8, we wrote to you and asked for a (16) meeting to discuss the unauthorized use of (17) technology owned by LG Philips LCD Company by (18) Chunghwa Picture Tubes."
 (19) A: That's correct.
 (20) Q: And that first sentence of that (21) letter is incorrect; right?
 (22) A: Well, there may be a little bit of (23) difference of opinion regarding the expression (24) that is used, but I think largely the substance

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(1) is correct.
 (2) Q: Well, let's look at the second (3) sentence of that paragraph. "In that letter, we (4) asked for a meeting to discuss the issue of (5) patent infringement with CPT."
 (6) A: That's correct.

(7) Q: And that sentence isn't correct, (8) either, is it?

(9) A: Well, you may not say it is 100 (10) percent correct, but you say it's more or less (11) the same vein.
 (12) MR. RHODES: And can you put — (13) Defendants' Exhibit 58, please?
 (14) INTERPRETER PARK: If I may, if I (15) could make a correction to the last statement by (16) the witness.
 (17) I wouldn't think that it is 100 (18) percent identical in meaning, but more or less, (19) I would think it is the same meaning.
 (20) MR. RHODES: Put those back up.
 (21) INTERPRETER KIM: I respectfully (22) disagree, but the Korean rendition is on the (23) record.
 (24) BY MR. RHODES:

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(1) Q: The February 27th letter says, in (2) that letter, February 8th 2002, we asked for a (3) meeting to discuss this issue of patent (4) infringement with CPT.
 (5) Which part of the February 8th (6) letter is identical to that sentence?
 (7) A: Well, it may not be identical. It (8) is some softened out. And in large sense, I (9) think that's, more or less, the same substance (10) if you read, as example, you may wish to review.
 (11) Q: Okay. So my understanding is that (12) may wish to review is identical with the issue (13) of patent infringement.
 (14) That's your answer; is that (15) correct?
 (16) A: Not true. It's not exactly (17) identical. However, in February 8th letter, we (18) asked him to reply by February 26th.
 (19) If they had — if they had replied (20) by that time for that letter, then we would have (21) used different expression. Since they had not, (22) we sort of expended the expression to a stronger (23) connotation, because there was no reply.
 (24) Although that was — the substance

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(1) was more or less the same, we made it stronger. (2) Since we have made it stronger.
 (3) Q: Okay. And you've already said (4) that you know what Chinese New Year's is; right?
 (5) A: That's correct.
 (6) Q: Now, looking at both of those (7) letters, PTX 46 and PTX 142, neither one of (8) those letters identifies a single CPT product, (9) does it?
 (10) A: True. However, on the February (11) 27th letter, we do mention unauthorized use of (12) technology. This refers to the general product (13) by CPT.

[14] Q: All right. But you will agree [15] that there's no specific CPT products identified [16] in either one of those letters; right?

[17] A: That's correct.

[18] Q: And there are no specific claims [19] of any of those patents set out in those [20] letters; right?

[21] A: That's correct.

[22] MR. RHODES: Go to Exhibit 58. [23] PTX 58.

[24] BY MR. RHODES:

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[1] Q: Now, this is a copy of the patent [2] license agreement draft proposal that you gave [3] to CPT at the June meeting; correct?

[4] A: That's correct.

[5] Q: And in that license agreement, you [6] were proposing a royalty rate of 2.5 percent; [7] right?

[8] A: That's correct.

[9] Q: And that was supposed to be a [10] licensing rate for the entire LPL portfolio [11] relating to LCDs; right?

[12] A: That's correct.

[13] Q: Now, when we were looking at the [14] February 8th letter earlier, PTX 46, did I [15] identify the patents that LPL wanted to license [16] to CPT?

[17] A: Which contract and which letter?

[18] Q: Well, let's go back. It's PTX 46. [19] Incidentally there was 447 or so [20] patents in LPL's portfolio at that time; isn't [21] that right?

[22] A: Yes, although I don't quite [23] remember the precise number. It sounds right.

[24] Q: I don't remember the precise

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[1] number, but it sounds right to me, too. [2] Now, did you identify all the [3] patents in your portfolio in the February 8th [4] letter to CPT?

[5] A: Does the counsel mean this [6] particular letter?

[7] Q: Yes, this letter. Did you [8] identify it?

[9] A: No, just — we identified just [10] few.

[11] Q: All right. Let's go to PTX 142. [12] Now, did you provide CPT with the [13] list of the patent portfolio that you wanted [14] them to license in this — this letter?

[15] A: No, we did not.

[16] Q: And let's go to PTX 145. [17] And that is a March 26th, 2002 [18] letter to CPT. Now, again you didn't supply the [19] list of all the patents you wanted CPT to [20] license in this letter, either, did you?

[21] A: That's correct.

[22] Q: And let's go to PTX 146.

[23] A: However, they never required or [24] asked us for such information.

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[1] Q: And that's your testimony?

[2] A: That's my supplemental [3] explanation.

[4] Q: Okay. Let's go to PTX 146. [5] Now, you didn't supply the list of [6] patents in that letter, either, did you?

[7] A: That's correct.

[8] Q: And if we can go to DTX 120. Now, [9] we're up to May 17th, 2002.

[10] Did you supply the list of all the [11] 400-plus patents in this letter?

[12] A: We did not.

[13] Q: And if we can go to DTX 121. [14] Now, we're up to May 31st, 2002. [15] Did you supply the list of 400-plus patents to [16] CPT in this letter?

[17] A: We did not.

[18] Q: All right. Let's go to DTX 123. [19] Now we're up to July.

[20] Now, in this letter you state [21] that, We provided CPT our standard licenses [22] agreement during our June 11 meeting.

[23] Do you see that?

[24] A: Yes, I did.

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[1] Q: And you didn't supply the list of [2] 400-plus patents to CPT in this letter, either; [3] right?

[4] A: That's correct.

[5] Q: Then let's go to DTX 125. [6] Now, we're up to July 30th, 2002. [7] And the second paragraph, the last sentence, it [8] says a list of patents available for licensing [9] is attached to this letter.

[10] A: That's correct.

[11] Q: And if we go to Page 2 of that [12] exhibit. Is that a list of the LPL patents that [13] you wanted CPT to pay a 2.5-percent royalty for?

[14] A: That's correct.

[15] Q: And if we go to Page 2 of that [16] exhibit.

[17] And this is the last page of the [18] three-page document of DTX 124. And that's the [19] remainder of the patents that you wanted CPT to [20] license at that 2.5-percent royalty; correct?

[21] A: That's correct.

[22] Q: Okay. So starting in February of [23] 2002, when you first sent the letter to CPT, in [24] February, you didn't give them a list with all

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[1] the patents; correct?

[2] A: Correct.

[3] Q: And in March you didn't give them [4] a list, either; right?

[5] A: Correct.

[6] Q: Didn't give them one in April, [7] either; correct?

[8] A: Correct.

[9] Q: You didn't give them one in May?

[10] A: Correct.

[11] Q: And you gave them a proposed [12] license agreement in June; right?

[13] A: Correct.

[14] Q: And then on July 30th, you gave [15] them a list?

[16] A: Correct.

[17] MR. RHODES: Can we have DTX 124, [18] please?

[19] BY MR. RHODES:

[20] Q: Now, earlier you said they never [21] asked for one; correct?

[22] A: Yes. That's correct. [23] However, I meant in May.

[24] Q: Oh, I see. Now, if we look at

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[1] Paragraph 3 with respect to the license [2] agreement. We are concerned about the licensed [3] patents most. Thus, we need more information, [4] such as the Patent List, to estimate the value [5] of them.

[6] A: Yes. That's correct.

[7] Q: And they said, We need more [8] information and time for this matter. We would [9] like to extend the date you had stated on July [10] 5, 2002.

[11] Do you see that?

[12] A: That's correct.

[13] Q: And then on July 30th, you finally [14] gave them a list of 447 patents to analyze; [15] right?

[16] A: That's correct.

[17] Q: Now, if we could put DTX 48 up. [18] Actually don't put that up yet.

[19] Now, Mr. Lee, you gave them a list [20] at the end of July for a proposed licensing [21] agreement in 2002; correct?

[22] A: Correct.

[23] Q: And they asked for more time; [24] right?

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[1] A: Correct.

[2] Q: And that list was 447 odd patents; [3] right?

[4] A: Correct.

[5] Q: And less than a month later, you [6] sued CPT; right?

[7] A: Correct.

[8] Q: And you sued them in California; [9] right?

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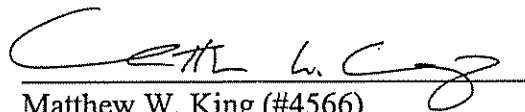
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FOR THE DISTRICT OF DELAWARE**


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